

P21674.A03



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#6/13M
9-25-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hiroshi SOGABE et al.

Group Art Unit:1774

Serial No : 10,050,989

Examiner: DIXON, Merrick L.

Filed : January 22, 2002

For :TRANSMISSION BELT AND METHOD OF TREATMENT FOR
BONDING WITH POLY-P- PHENYLENE BENZOBISOXAZOLE FIBER

RESPONSE UNDER 37 C.F.R. §1.111

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir :

Responsive to the Official Action of June 18, 2003, re-mailing of the pending Office Action and a resetting of the period for response in the present application is respectfully requested, in view of the following remarks. Inasmuch as the Official Action sets a three-month shortened statutory period which expires September 22, 2003 (the Federal Government having been closed on September 18 and 19, 2003 and September 20 and 21, 2003 falling on Saturday and Sunday), this Response is being timely filed and no extension of time is believed necessary. However, if an extension is deemed by the Patent and Trademark Office to be necessary, the same is hereby requested and the Patent and Trademark Office is hereby authorized to charge any necessary fees in connection therewith or any fees necessary to preserve the pendency of this application to deposit account No. 19-0089.

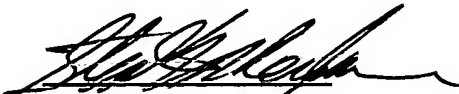
Remarks

In response to the Office Action, Applicants respectfully request the re-mailing of the pending Office Action and a resetting of the period for response in the present application. The Office Action mailed on June 18, 2003 was in fact an Office Action for Application No. 09/977,698, not for the present application. Applicants representative noticed the error and contacted Examiner Dixon about the error. The Examiner agreed to issue a corrected Office Action and to reset the period for response. The mailed Office Action was faxed to Examiner Dixon on July 9, 2003. A formal Request for Re-mailing of a correct Office Action was filed with the U.S. Patent and Trademark Office on July 31, 2003. A copy of the filing receipt of this filing is attached herein. Therefore, Applicant respectfully requests the re-mailing of the Office Action to the present application and the re-setting of the three month shortened statutory response time on the mailing of the correct Office Action.

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Should the Examiner have any questions, the undersigned may be contacted at the telephone number provided below.

Respectfully submitted,
Hiroshi SOGABE et al.



Bruce H. Bernstein

Reg. No. 29,027

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September 22, 2003
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7/30/2003

File In: M4/17/03

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

1x1 Request for Re-Examination of this Action

- | | |
|--|---|
| <input type="checkbox"/> Amendment | <input type="checkbox"/> Claim of Priority & Certified Copy of |
| <input type="checkbox"/> Executed Assignment and cover letter
<input type="checkbox"/> by facsimile | |
| <input type="checkbox"/> Executed S.E.S. <input type="checkbox"/> S.E.S. Assertion | <input type="checkbox"/> Declaration <input type="checkbox"/> Supplemental |
| <input type="checkbox"/> Req. for Ext. of Time | <input type="checkbox"/> New <input type="checkbox"/> Unexecuted |
| <input type="checkbox"/> Fee Filing <input type="checkbox"/>
Recording <input type="checkbox"/>
Issue <input type="checkbox"/>
Extension <input type="checkbox"/> | <input type="checkbox"/> Executed by facsimile |
| <input type="checkbox"/> Fee Transmittal | <input type="checkbox"/> Transmittal Letter |
| <input type="checkbox"/> Maintenance Fee Payment | <input type="checkbox"/> Patent Application |
| <input type="checkbox"/> PTOL-85B Issue Fee | <input type="checkbox"/> Provisional <input type="checkbox"/> Reexam |
| <input type="checkbox"/> Letter to Draftsman | <input type="checkbox"/> Reissue <input type="checkbox"/> Design |
| <input type="checkbox"/> Design Patent Application Transmittal | <input type="checkbox"/> Continuation <input type="checkbox"/> CIP |
| <input type="checkbox"/> Utility Patent Application Transmittal | _____ pages (w/abstract) |
| <input type="checkbox"/> Provisional Application Cover Sheet | _____ claims _____ independent |
| <input type="checkbox"/> Continued Prosecution Application | _____ sheets of drawings |
| <input type="checkbox"/> (CPA) Request Transmittal | _____ figures |
| <input type="checkbox"/> Request for Continued Examination (RCE)
including Submission | <input type="checkbox"/> I.D.S. form PTO-1449 &
References <input type="checkbox"/> as attached
<input type="checkbox"/> as listed on reverse |
| <input type="checkbox"/> Cover Letter | <input type="checkbox"/> One self-addressed postcard |
| <input type="checkbox"/> Check No. _____ for \$ _____ | <input type="checkbox"/> Certification under 1.97(e) |
| <input type="checkbox"/> Rule 53b and 53f Letter for
Unexecuted Application | <input type="checkbox"/> Certificate of Mailing (C-O-M) |
| | <input type="checkbox"/> Returned Envelope |



COPY

In the matter of : TRANSMISSION BELT AND METHOD OF TREATMENT FOR
BONDING WITH POLY-P- PHENYLENE BENZOBISOXAZOLE FIBER

Applicant : Hiroshi SOGABE

Application No. : 10,050,989

Patent No. :

Filed : 1/22/2002

Issued :

Docket : P21674 HX



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In re application of : Hiroshi SOGABE et al.

Serial No. : 10/050,989

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For : TRANSMISSION BELT AND METHOD OF TREATMENT FOR BONDING WITH POLY-P-PHENYLENE BENZOBISOXAZOLE FIBER

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TC 1700

Attorney Docket No. P21674
 Mail Stop Non-Fee

Group Art Unit: 1774

Examiner: DIXON, Merrick L.

Mail Stop Non-Fee

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an Amendment under 37 C.F.R. 1.111 in the above-captioned application.

___ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

___ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

___ A Request for Extension of Time.

X No Additional Fee.

X A copy of date-stamped mailroom filing receipt filed July 31, 2003.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 11	20	0	x 9=	\$	x 18=	\$0.00
Indep. Claims: 2	3	0	x 42=	\$	x 84=	\$0.00
Multiple Dependent Claims Presented			140=	\$	+280=	\$0.00
Extension Fees for Month				\$		\$0.00
Total:				\$	Total:	\$0.00

*If less than 20, write 20

**If less than 3, write 3

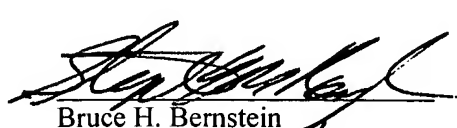
___ Please charge my Deposit Account No. 19-0089 in the amount of \$_____.

N/A A Check in the amount of \$_____ to cover the filing /extension fee is included.

X The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136)(a)(3).


 Bruce H. Bernstein
 Reg No. 29,027

31,296